

ReedSmith**FAX TRANSMITTAL**

TO Examiner Erin Pender
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FROM William H. Dippert
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Date April 9, 2003

APR 2003

Patent Division

Total Number of Pages Including Cover Page 9

Original will follow via: ☐ Regular Mail ☐ Overnight Delivery ☐ Messenger ☒ None

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NOTES:

In re Application of:

Nora V. Gorgenberg et al.

Serial No.: 10/070,940

Filed: March 7, 2002

Title: **APPARATUS AND METHOD FOR NON-INVASIVE
 MONITORING OF HEART PERFORMANCE**

Enclosures: (1) Transmittal Letter to Erin Pender (1 page); (2) Copy of papers dated November 12, 2002: Transmittal Letter (1 page); Request for 4-Month Extension of Time (1 page); Request for Reconsideration (1 page); (3) Transmittal Letter to the United States Designated/Elected Office (1 page); Executed Declaration (3 pages)

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501012.20523 (22868.66)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Nora V. Gorgenberg et al.

Serial No.: 10/070,940

Filed: March 7, 2002

Title: **APPARATUS AND METHOD FOR NON-INVASIVE
MONITORING OF HEART PERFORMANCE**

April 9, 2003

Commissioner for Patents
Washington, D.C. 20231Attention: Erin Pender
Via Facsimile: 703-308-6450**TRANSMITTAL LETTER**

SIR:

Enclosed herewith is a true copy of papers forwarded to the USPTO on November 12, 2002. Also enclosed is a copy of a substitute Declaration and Power of Attorney. Your attention to this would be appreciated.

Respectfully submitted,



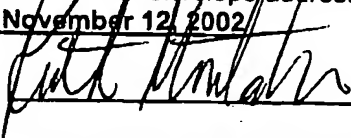
William H. Dippert
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REED SMITH LLP
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Attorney Docket: 501012.20523 (22868.66)

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, Washington, DC 20231 on November 12, 2002

By:



/ Ruth Montalvo

Date: 11/12/02**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In Application of:

Nora V. Gorgenberg et al.

Serial No.: 10/070,940

Filed: March 7, 2002

For: **APPARATUS AND METHOD FOR NON-INVASIVE
MONITORING OF HEART PERFORMANCE**

November 12, 2002

Box PCT
Assistant Commissioner for Patents
Washington, D.C. 20231

Attention: Office of PCT Legal Administration

TRANSMITTAL

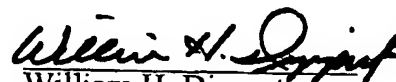
SIR:

TRANSMITTED HERewith IS THE FOLLOWING:

1. Check in the amount of \$ 1,440.00
2. REQUEST FOR 4-MONTH EXTENSION OF TIME
3. REQUEST FOR RECONSIDERATION with corrected 1st page of PTO-1390

The Commissioner is authorized to charge any additional fee and/or credit any overpayment in this fee to Deposit Account No. 50-1529.

Respectfully submitted,


William H. Dippert
Reg. No. 26,723

Reed Smith LLP
599 Lexington Avenue
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New York, New York 10022-7650
Tel.: 212-521-5400

Attorney Docket: 501012.20523 (22868.66)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Application of:

Nora V. Gorgenberg et al.

Serial No.: 10/070,940

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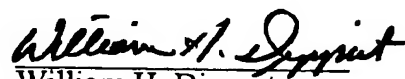
Attention: Office of PCT Legal Administration

REQUEST FOR 4-MONTH EXTENSION OF TIME

S I R:

In response to the Notification dated May 10, 2002, Applicants hereby request a four-month extension of the response time to November 10, 2002. A check in the amount of \$1,440.00 is enclosed to cover the extension of time fee. The Commissioner is authorized to charge any additional fee and/or credit any overpayment in this fee to Deposit Account No. 50-1529.

Respectfully submitted,


William H. Dippert
Reg. No. 26,723Reed Smith LLP
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29th Floor
New York, New York 10022-7650
Tel.: 212-521-5400

501012.20523 (22868.66)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

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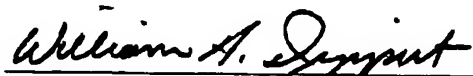
Attention: Office of PCT Legal Consideration

REQUEST FOR RECONSIDERATION

SIR:

In response to a Notification dated May 10, 2002, Applicants enclose herewith a substitute first page of a form PTO-1390, wherein underlying PCT patent application No. PCT/IL01/00583 is correctly indicated. Applicants apologize for any confusion due to the wrong number having been indicated. A copy of the '583 application was filed with the initial U.S. filing papers.

Respectfully submitted,

William H. Dippert
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599 Lexington Avenue
New York, New York 10022
(212) 521-5408

FORM PTO-1390
(REV. 9-2001)

U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE

TRANSMITTAL LETTER TO THE UNITED STATES
DESIGNATED/ELECTED OFFICE (DO/EO/US)
CONCERNING A FILING UNDER 35 U.S.C. 371

ATTORNEY'S DOCKET NUMBER

501012.20523 (22868-66)

U.S. APPLICATION NO. (If known, see 37 CFR 1.5)

INTERNATIONAL APPLICATION NO.
PCT/IL01/00583INTERNATIONAL FILING DATE
27 JUN 2001PRIORITY DATE CLAIMED
27 JUE 2000TITLE OF INVENTION
APPARATUS AND METHOD FOR NON-INVASIVEAPPLICANT(S) FOR DO/EO/US
Nora V. GORGENBERG, et al.

Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:

1. ☒ This is a **FIRST** submission of items concerning a filing under 35 U.S.C. 371.
2. ☐ This is a **SECOND** or **SUBSEQUENT** submission of items concerning a filing under 35 U.S.C. 371.
3. ☒ This is an express request to begin national examination procedures (35 U.S.C. 371(f)). The submission must include items (5), (6), (9) and (21) indicated below.
4. ☐ The US has been elected by the expiration of 19 months from the priority date (Article 31).
5. ☒ A copy of the International Application as filed (35 U.S.C. 371(c)(2))
 - a. ☒ is attached hereto (required only if not communicated by the International Bureau).
 - b. ☐ has been communicated by the International Bureau.
 - c. ☐ is not required, as the application was filed in the United States Receiving Office (RO/US).
6. ☐ An English language translation of the International Application as filed (35 U.S.C. 371(c)(2)).
 - a. ☐ is attached hereto.
 - b. ☐ has been previously submitted under 35 U.S.C. 154(d)(4).
7. ☐ Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3))
 - a. ☐ are attached hereto (required only if not communicated by the International Bureau).
 - b. ☐ have been communicated by the International Bureau.
 - c. ☐ have not been made; however, the time limit for making such amendments has NOT expired.
 - d. ☐ have not been made and will not be made.
8. ☐ An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371 (c)(3)).
9. ☒ An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)).
10. ☐ An English language translation of the annexes of the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).

Items 11 to 20 below concern document(s) or information included:

11. ☐ An Information Disclosure Statement under 37 CFR 1.97 and 1.98.
12. ☐ An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.
13. ☒ A **FIRST** preliminary amendment.
14. ☐ A **SECOND** or **SUBSEQUENT** preliminary amendment.
15. ☐ A substitute specification.
16. ☐ A change of power of attorney and/or address letter.
17. ☐ A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 35 U.S.C. 1.821 - 1.825.
18. ☐ A second copy of the published international application under 35 U.S.C. 154(d)(4).
19. ☐ A second copy of the English language translation of the international application under 35 U.S.C. 154(d)(4).
20. ☒ Other items or information:
PCT Request ; various documents from the International Bureau; postcard receipt.